

MAY 15 2008

UNITED STATES DISTRICT COURT

for the

Western District of Virginia

JOHN F. CORCORAN, CLERK  
BY: *L. Bright*  
DEPUTY CLERK

United States of America

v.

Jessie James Haskins

Date of Previous Judgment: December 6, 1995

(Use Date of Last Amended Judgment if Applicable)

)

)

) Case No: 7:95CR00042-002

) USM No: 05231-084

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months is reduced to \_\_\_\_\_.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: \_\_\_\_\_

Amended Offense Level: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Previous Guideline Range: \_\_\_\_\_ to \_\_\_\_\_ months

Amended Guideline Range: \_\_\_\_\_ to \_\_\_\_\_ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.  
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.  
☐ Other (explain): \_\_\_\_\_

III. ADDITIONAL COMMENTS

The defendant served his 120-month term of imprisonment in this case and began his term of supervised release on April 7, 2004. He subsequently violated the conditions of release and is currently serving his second revocation sentence. Pursuant to U.S.S.G. § 1B1.10, comment. (n. 4), he is ineligible for a reduction of his sentence under 18 U.S.C. § 3582(c) and the 2007 and 2008 amendments to the crack cocaine sentencing guidelines.

Except as provided above, all provisions of the judgment dated 12/06/1995 shall remain in effect.

IT IS SO ORDERED.

Order Date: March 15, 2008

*James C. Turk*  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

James C. Turk, Senior United States District Judge  
Printed name and title